

ORDINANCE NO. 2007-05

AN ORDINANCE, vacating a street and/or alley located in the City of Wenatchee and reserving a perpetual easement to the City of Wenatchee for utility purposes.

WHEREAS, a petition was duly filed with the City Council of the City of Wenatchee in the office of the City Clerk on the 16th day of February, 2007, praying for the vacation of the following described tract and/or alley situated in the City of Wenatchee, Chelan County, Washington, to-wit:

See Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth.

WHEREAS, by Resolution duly passed by the City Council of the City of Wenatchee, the 12th day of April, 2007, at the hour of 5:15 o'clock p.m. of said day in the City Council Chambers of the City Hall in the City of Wenatchee, Chelan County, Washington, was the time and place set for hearing of said petition, and

WHEREAS, said petition was filed by the owners of more than two-thirds of the property abutting upon the street and/or alley sought to be vacated, and

WHEREAS, due notice of said hearing has been given as required by law, and

WHEREAS, after due hearing and consideration of said petition, it was the determination of the City Council of the City of Wenatchee to grant said petition praying for the vacation of said street and/or alley as hereinabove set forth, subject to the condition that the

City reserve in said street and/or alley area a perpetual easement of right-of-way for the location of any and all public utilities.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WENATCHEE DO ORDAIN as follows:

SECTION I

That the following described street and/or alley situate in the City of Wenatchee, Chelan County, Washington, be and the same is hereby vacated:

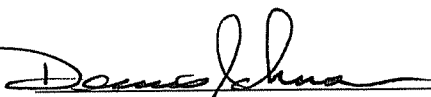
See Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth.

SECTION II

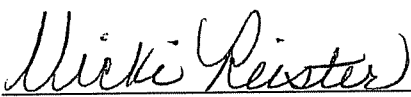
The City of Wenatchee reserves unto itself, its successors and assigns, a perpetual easement of right-of-way for the location of all public utilities, including, but not limited to, water, sewer, electrical power, television cable and gas lines.

PASSED BY THE CITY COUNCIL OF THE CITY OF WENATCHEE, at a regular meeting thereof, this 12 day of April, 2007.

CITY OF WENATCHEE, a Municipal
Corporation

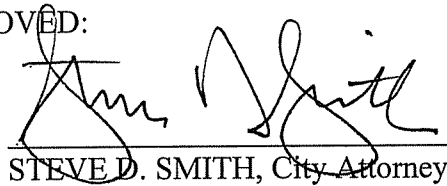
By: 
DENNIS JOHNSON, Mayor

ATTEST:

By: 
VICKI REISTER, City Clerk

APPROVED:

By:

A handwritten signature in black ink, appearing to read "Steve D. Smith", is written over a horizontal line.

STEVE D. SMITH, City Attorney

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Right of Way Vacation Description

A parcel of land, for right of way vacation, located in the Northwest quarter of the Southeast quarter of Section 5, Township 22 North, Range 20 East, W.M., Chelan County, Washington, more particularly described as follows.

Beginning at the Northwest corner of the Southeast quarter of said Section 5, also being the center of Section 5; thence South $01^{\circ}46'14''$ East along the North-south center of Section line, for a distance of 650.38 feet; thence North $87^{\circ}35'31''$ East for a distance of 25.03 feet, to the True Point of beginning of this description; thence continuing North $87^{\circ}35'31''$ East for a distance of 5.00 feet; thence North $01^{\circ}46'05''$ West for a distance of 113.25; thence North $01^{\circ}46'40''$ West for a distance of 257.00 feet; thence 66.26 feet along a 170.00 foot radius curve to the right, having a delta angle of $22^{\circ}19'54''$, a chord bearing of North $09^{\circ}23'17''$ East for a chord distance of 65.84; thence 89.65 feet along a 230.00 foot radius reverse curve, having a delta angle of $22^{\circ}19'54''$, a chord bearing of North $09^{\circ}23'17''$ East for a chord distance of 89.08 feet; thence North $01^{\circ}46'40''$ west for a distance of 88.19 feet; thence 16.09 feet along a 25.00 foot curve to the left, having a delta angle of $36^{\circ}52'12''$, a chord bearing of South $16^{\circ}39'26''$ West for a chord distance of 15.81 feet; thence South $01^{\circ}46'40''$ East for a distance of 73.19 feet; thence 87.70 feet along a 225.01 foot radius curve to the right, having a delta angle of $22^{\circ}19'54''$, a chord bearing of South $09^{\circ}23'17''$ West for a chord distance of 87.15 feet; thence 68.21 feet along a 175.00 foot reverse curve, having a delta angle of $22^{\circ}19'54''$, a chord bearing of South $09^{\circ}23'17''$ West for a chord distance of 67.68 feet; thence South $01^{\circ}46'40''$ East for a distance of 257.00 feet, thence South $01^{\circ}46'04''$ East for a distance of 113.31 feet, to the True Point of Beginning of this description.

The above described tract of land contains 3,048 sq. ft., more or less, as shown on the exhibit attached hereto and made a part thereof as Page 2 of this instrument.

EXHIBIT A